

JUDGE RICARDO MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,	)	
	)	CR05-0273RSM
<i>Plaintiff,</i>	)	
	)	ORDER GRANTING A CONTINUANCE
V	)	OF THE PRETRIAL MOTIONS
TERRY EZELL,	)	CUTOFF DATE AND TRIAL DATE
	)	AND FINDING OF EXCLUDABLE TIME
<i>Defendant</i>	)	
	)	
	)	

THE COURT having reviewed the stipulation of the parties, the records and files herein, including, but not limited to the Defendant's stipulation and waiver to extend the time for trial, the court has determined that a continuance of the trial date would be appropriate in this case because the interest of the defendant and public in speedy trial is outweighed by the interest of the defendant in having adequate time in which to investigate and prepare his defense to a significant criminal charge, and hereby makes the following findings of fact:

ORDER GRANTING A CONTINUANCE  
OF PRETRIAL CUTOFF DATE AND TRIAL  
DATE AND FINDING  
EXCLUDABLE TIME - 1

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1           1.       The Court finds that a failure to grant the continuance would deny  
2 counsel the reasonable time necessary for effective preparation, taking into account the  
3 exercise of due diligence, within the meaning of 18 U.S.C. § 3161(h)(8)(B)(ii).

4           2.       The Court further finds that the ends of justice will be served by  
5 ordering a continuance in this case and that a continuance is necessary to insure effective  
6 trial preparation and that these factors outweigh the best interests of the public in a more  
7 speedy trial within the meaning of 18 U.S.C. § 3161(h)(8)(A).

8 accordingly,

9                   IT IS ORDERED that the trial date be continued from September 19, 2005,  
10 to January 9, 2006.

11                   IT IS FURTHER ORDERED that the period of time from the current trial  
12 date of September 19, 2005, up to and including the new proposed trial date of January 9,  
13 2006, shall be excludable time pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161, *et*.  
14 *seq.*

15  
16                               DONE this 16<sup>th</sup> day of September, 2005.

17  
18  
19                               /s/ Marsha J. Pechman

20 JUDGE MARSHA J. PECHMAN for

21 JUDGE RICARDO MARTINEZ

22 United States District Judge  
23  
24  
25

26 ORDER GRANTING A CONTINUANCE  
27 OF PRETRIAL CUTOFF DATE AND TRIAL  
28 DATE AND FINDING  
EXCLUDABLE TIME - 2

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Presented by:

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s/ Andrew Colasurdo  
Assistant United States Attorney  
*Telephonic Approval*

ORDER GRANTING A CONTINUANCE  
OF PRETRIAL CUTOFF DATE AND TRIAL  
DATE AND FINDING  
EXCLUDABLE TIME - 3

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